

#19
12-11-02
tesa AG 597-HCL
3162-St-ar

**EXPEDITED EXAMINING PROCEDURE
AMENDMENT AFTER FINAL REJECTION**

[REDACTED] IN THE UNITED STATES PATENT AND TRADEMARK OFFICE [REDACTED]

APPLICANTS : NICKEL, Oliver
SERIAL NO. : 09/431,849
FILED : 2 November 1999
FOR : MASKING STRIP AND USE THEREOF
ART UNIT : 1774
EXAMINER : Lawrence D. Ferguson

9 December 2002

Box AF
Hon. Commissioner of Patents
Washington, D.C. 20231

[REDACTED] AMENDMENT UNDER 37 CFR § 1.116 [REDACTED]

SIR:

In response to the Office Action dated 18 October 2002, please accept the following request for reconsideration.

[REDACTED] CONDITIONAL PETITION FOR EXTENSION OF TIME [REDACTED]

If entry and consideration of the amendments above requires an extension of time, Applicants respectfully request that this be considered a petition therefor. The Assistant Commissioner is authorized to charge any fee(s) due in this connection to Deposit Account No. 14-1263.

[REDACTED] ADDITIONAL FEE [REDACTED]

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.

[REDACTED] REMARKS [REDACTED]

Claims 2-9, 11 and 12 are pending, although claim 11 has been withdrawn from consideration as drawn to a non-elected invention. Applicants respectfully request that, upon allowance of elected subject matter, the non-elected subject matter be rejoined (see MPEP § 806.05(i) - "Where the product claims are allowable (i.e., novel and unobvious), restriction may be required only where the process of making and the product are distinct (MPEP § 806.05(f)); otherwise, the process of using must be joined with the process of making and product made, even if a showing of distinctness can be made between the product and the product of using (MPEP § 806.05(h))").

GROUP 1700
DEC 10 2002
FAX RECEIVED

OFFICIAL**FACSIMILE COVER SHEET**

NORRIS MC LAUGHLIN & MARCUS, P.A.
220 East 42nd Street
30th Floor
New York, New York 10017
Tel.: (212) 808-0700
Fax.: (212) 808-0844

Date: 9 December 2002

To: Examiner Lawrence D. Ferguson
US Patent and Trademark Office
Tel. 703-305-9978
Fax: 703-872-9310

Subject: USSN 09/431,849
Our Ref.: tesa 597-HCL

From: Howard C. Lee

Comments: Filing of Response to Office Action dated 18 October 2002, including Amendment (4 pgs.)

If you have any questions or need further information, please contact us.

You should receive 5 pages including this cover sheet.

The information contained in this facsimile message is intended only for the personal and confidential use of the recipient(s) named above. This message may be an attorney-client communication and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately at the number above and discard the original message.

FAX RECEIVED
DEC 10 2002
GROUP 1700
GRQUP 1700